

SUPERIOR COURT, MARIN COUNTY, CALIFORNIA
CIVIL CALENDAR AND MINUTES

RULINGS

FRIDAY, NOV. 12, 1993

TIME: 9:00

REPORTER: E. PASSARIS

POSITION DUE: 11/4/93

JUDGE: GARY W. THOMAS

CLERK: J. BANKSON

FILED DUE: 11/9/93

DEPT. NO. 1

COMPLETED:

CASE NO.	TITLE OF ACTION	PROCEEDING	ATTORNEY
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9) 157680 CHURCH OF SCIENTOLOGY
INTERNATIONAL
V
GERALD ARMSTRONG, ET AL

RECEIVED
NOV 10 1993
HUB LAW OFFICES

DEFENDANTS' MOTION TO COMMENCE COORDINATION PROCEEDINGS IS DENIED. THERE ARE NO COMMON QUESTIONS OF FACT OR LAW BETWEEN THIS ACTION AND THE LOS ANGELES COUNTY ACTIONS. CONTRARY TO DEFENDANTS' ARGUMENT, THIS ACTION DOES NOT REQUIRE A DETERMINATION OF WHETHER DEFENDANT IS LIABLE FOR BREACHING THE SETTLEMENT AGREEMENT. A TRANSFER OF PROPERTY CAN BE FRAUDULENT AND A CREDITOR CAN OBTAIN REMEDIES WITHOUT A DETERMINATION OF THE ULTIMATE VALIDITY OF THE CREDITOR'S CLAIM. (SEE CIV. CODE, §§ 3439.01(b) & (c), 3439.04, 3439.07.)

BASED ON THE ABOVE RULING, THE MOTION TO STAY DISCOVERY IS MOOT.